

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

MAKYyla HOLLAND,

Plaintiff,

- against -

BROOME COUNTY; DAVID E. HARDER, in his individual and official capacity as Broome County Sheriff; MARK SMOLINSKY, in his individual and official capacity as Broome County Jail Chief Administrator; and ISHTIAQ HOSSAIN, MAHMOOD AHMED, PARRIS GEORGE, ADAM VALLS, DAVID ALLEN, FRANKLIN BIRT, MICHAEL MCCAFFERTY, MATTHEW SIMEK, DANIEL WEIR, JOSEPH DAVIS, NICHOLAS BIXBY, DOUGLAS DAILEY, ADAM WILCOX, BRIAN DOYLE, COLIN RILEY and CORRECTIONS OFFICERS DOE 1–5, all in their individual capacities,
Defendants.

No. 9:22-CV-00297-DNH-CFH

**JOINT STIPULATION AND
[PROPOSED] ORDER
REGARDING DISCOVERY
SCHEDULE**

Plaintiff Makyyyla Holland (“Plaintiff”), and Defendants Broome County; David E. Harder, in his individual and official capacity as Broome County Sheriff; Mark Smolinsky, in his individual and official capacity as Broome County Jail Chief Administrator; and Ishtiaq Hossain, Mahmood Ahmed, Parris George, Adam Valls, David Allen, Franklin Birt, Michael McCafferty, Matthew Simek, Daniel 2 Weir, Joseph Davis, Nicholas Bixby, Douglas Dailey, Adam Wilcox, Brian Doyle, Colin Riley, all in their individual capacities (collectively, the “Defendants”) respectfully submit this stipulation and proposed order (1) amending the deadlines set forth in the Civil Case Management Plan (Dkt. No. 28) and Uniform Pretrial Scheduling Order (Dkt. No. 31), and (2) allowing the Parties to exceed the ten deposition limit imposed by Fed. R. Civ. P. 30(a)(2);

WHEREAS, the Court entered the Civil Case Management Plan in this Action on June 22, 2022;

WHEREAS, the Court entered the Uniform Pretrial Scheduling Order in this action on July 8, 2022;

WHEREAS, the operative Amended Complaint (Dkt. No. 46) was filed on September 13, 2022 against 17 named defendants, including 11 defendants who were not individually named in the original complaint, and five “Doe” defendants;

WHEREAS, the Parties are working cooperatively on discovery;

WHEREAS, the Parties understand it to be necessary and prudent to extend the discovery schedule given the issues and number of defendants in this action;

WHEREAS, the Parties agree it necessary and prudent to exceed the number of depositions that may be taken under Fed. R. Civ. P. 30(a)(2);

WHEREAS, Plaintiff intends to take up to twenty-five (25) fact depositions before the discovery deadline (of which nine have already occurred or been noticed as of the date of this proposed stipulation);

NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED:

1. Good cause exists for an amendment to the deadlines set forth in the Civil Case Management Plan and Uniform Pretrial Scheduling Order.

2. The deadlines set forth in the Civil Case Management Plan and Uniform Pretrial Scheduling Order are modified as follows:

Event	Current Date	Proposed Date
Deadline to exchange opening expert disclosures	January 13, 2023	April 17, 2023
Deadline to complete all discovery	April 14, 2023	July 14, 2023
Deadline to exchange responsive expert disclosures	February 28, 2023	May 30, 2023
Deadline to exchange rebuttal expert disclosures	March 24, 2023	June 23, 2023
Deadline to serve requests to admit	April 28, 2023	July 28, 2023
Deadline to complete mediation	May 29, 2023	August 28, 2023
Deadline to make motions and applications	June 15, 2023	September 12, 2023
Trial to commence	September 18, 2023	December 18, 2023

3. The parties may take up to 25 fact depositions.

Dated: New York, New York
November 17, 2022

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Dated: Binghamton, New York
November 17, 2022

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Dated: Poughkeepsie, New York
November 17, 2022

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